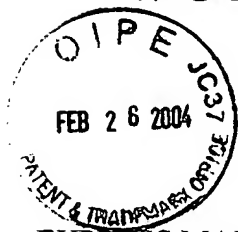


2-27-04

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EXPRESS MAIL LABEL NO.: EV396741185US PATENT APPLICATION
Docket No.: 7678.808

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL FOR INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

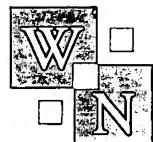
Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is an Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

- X Form PTO-1449 list of fourteen (14) references submitted for consideration.
- ___ Legible copies of the listed references or their relevant portions.
- ___ All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

- ___ Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.
- ___ Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- ___ Statement that certain listed references not enclosed were previously cited by or submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.



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CHAD E. NYDEGGER
JOSEPH G. PIA
CLINTON E. DUKE

___ Legible Copies of previously filed Information Disclosure
Statement for application Serial No. ___, filed ____.

In order to secure consideration of the items designated above, one or
more of the following, if required, is also enclosed:

___ Promptness Certification.

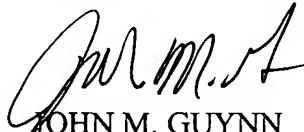
___ Check No. _____ in the amount of \$240.00 constituting
submission fee under 37 C.F.R. 1.17(p);

___ Petition for Consideration and Check No. _____ in the
amount of \$_____.

X In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is
not satisfied that the Promptness Certification meets the
requirements of 37 C.F.R. § 1.97(e), or in any other event
remediable by a fee, please credit any over payment or charge any
additional fees to Deposit Account No. 23-3178 of the
undersigned.

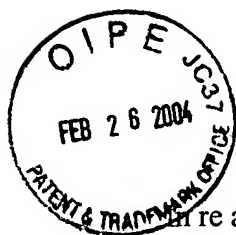
Dated this 25th day of February, 2004.

Respectfully submitted,



JOHN M. GYNN
Attorney for Applicant
Registration No. 36,153
Customer No. 022913

PATENT APPLICATION
Docket No.: 7678.808



re application of:

	Bruce S. McLean)	
)	
Serial No.:	10/724,922)	Art Unit
)	Not Known
Filed:	December 1, 2003)	
)	
Confirmation No.:	Not Yet Known)	
)	
For:	SYRINGE MIXER AND SYRINGE APPARATUS)	
	INCORPORATING THE MIXER)	
)	
Examiner:	Not Yet Known)	

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. § 1.98(c), all English translations within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) of each nonenglish reference, if any, are also enclosed.

Dated this 25th day of February, 2004.

Respectfully submitted,



JOHN M. GYNN
Attorney for Applicant
Registration No. 36,153
Customer No. 022913

JMG:kcs
KCS0000001803V001



EXPRESS MAIL LABEL NO.: EV 396741185 US

Form PTO-1449

Sheet 1 of 3

Applicant: Bruce S. McLean

Serial No.: 10/724,922

Att'y Docket No.: 7678.808

Filing Date: December 1, 2003

Group: Not Yet Known

Confirmation No.: Not Yet Known

For: SYRINGE MIXER AND SYRINGE APPARATUS
INCORPORATING THE MIXER

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

<u>Examiner Initial*</u>	<u>Patent Number</u>	<u>Issue Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A1.	5,425,580	06/20/95	Beller	366	131	08/02/94
_____ A2.	5,810,773	09/22/98	Pesnicak	604	83	03/25/97
_____ A3.	5,908,054	06/01/99	Safabash, et al.	141	26	01/30/98
_____ A4.	5,957,166	09/28/99	Safabash	141	26	06/16/97
_____ A5.	6,132,400	10/17/00	Waldenburg	604	191	09/26/95
_____ A6.	6,234,190	05/22/01	Fischer, et al.	137	68.23	02/25/00
_____ A7.	6,234,196	05/22/01	Fischer, et al.	137	493.8	02/19/99
_____ A8.	6,305,413	10/23/01	Fischer, et al.	137	493.8	08/14/00
_____ A9.	6,610,034	08/26/03	Fischer, et al.	604	241	01/21/00

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXPRESS MAIL LABEL NO.: EV 396741185 US

Form PTO-1449

Sheet 2 of 3

Applicant: Bruce S. McLean

Serial No.: 10/724,922

Att'y Docket No.: 7678.808

Filing Date: December 1, 2003

Group: Not Yet Known

Confirmation No.: Not Yet Known

For: SYRINGE MIXER AND SYRINGE APPARATUS
INCORPORATING THE MIXER

U.S. Patent Application Publications

<u>Examiner Initial*</u>	<u>Publication Number</u>	<u>Pub. Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A10.	2002/0055708	05/09/02	Peterson	604	82	09/24/99
_____ A11.	2002/0072703	06/13/02	Nollert, et al.	604	82	07/18/01
_____ A12.	2002/0077589	06/20/02	Tessari	604	82	01/22/01
_____ A13.	2002/0101785	08/01/02	Edwards, et al.	366	268	01/26/01
_____ A14.	2002/0193732	12/19/02	Naimark, et al.	604	84	06/19/01

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

EXPRESS MAIL LABEL NO.: EV 396741185 US

Form PTO-1449

Sheet 3 of 3

Applicant: Bruce S. McLean

Serial No.: 10/724,922

Att'y Docket No.: 7678.808

Filing Date: December 1, 2003

Group: Not Yet Known

Confirmation No.: Not Yet Known

For: SYRINGE MIXER AND SYRINGE APPARATUS
INCORPORATING THE MIXER

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

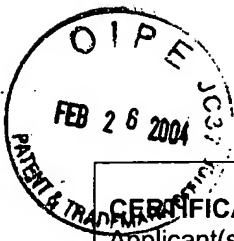
The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

KCS0000001804V001

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Bruce S. McLean

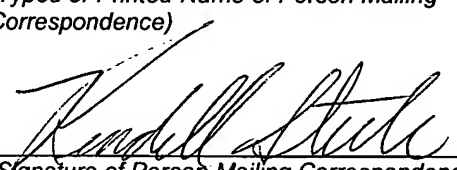
Docket No.
7678.808

Serial No. 10/724,922	Filing Date December 1, 2003	Confirmation No. Not Known	Examiner Not Yet Known	Group Art Unit Not Known
--------------------------	---------------------------------	-------------------------------	---------------------------	-----------------------------

Invention: SYRINGE MIXER AND SYRINGE APPARATUS INCORPORATING THE MIXER

I hereby certify that the Transmittal letter (2 pages) (in triplicate); Information Disclosure Statement (2 pgs); Form PTO-1449 Listing all Cited References (3 pgs); and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 26, 2004.

Kendell Steele

(Typed or Printed Name of Person Mailing Correspondence)

*(Signature of Person Mailing Correspondence)***EV 396741185 US**

("Express Mail" Mailing Label Number)

KCS0000001805V001